

## **REMARKS/ARUMENTS**

Upon entry of the instant amendment, non-elected claims 44-60, 62 and 63 will be canceled without prejudice or disclaimer of the subject matter recited therein, and while preserving Applicants' right to submit the subject matter in one or more continuation and/or divisional applications.

As noted below, the Examiner has confirmed during an August 9, 2005 telephone interview that the Restriction Requirement has not been withdrawn. Therefore, this paper is being submitted to cancel the non-elected claims.

Applicants respectfully request an early mailing of the Notices of Allowance and Allowability.

### **Discussion of August 9, 2005 Telephone Interviews**

Applicants express appreciation for the telephone interview on August 9, 2005 with the examiner and Applicants' representative Arnold Turk. During this interview, the undersigned reminded the Examiner that in the Office Action February 1, 2005 each of the claims are indicated to have been examined on the merits. Moreover, the Examiner was reminded that Applicants' response filed May 31, 2005 expressed appreciation for the withdrawal of the Restriction Requirement with an action on the merits of each of the pending claims.

The Examiner indicated that, in fact, the Restriction Requirement had not been withdrawn and that claims 44-60, 62 and 63 are still non-elected and stand withdrawn from

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consideration. The Examiner apologized for any misunderstanding in his inadvertent listing of the claims as being rejected claims and not withdrawn claims.

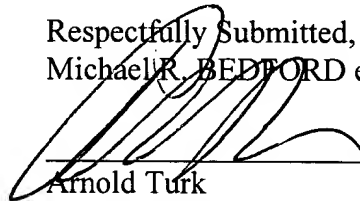
Applicants therefore indicated that they would file this response confirming the Examiner's indication that the Restriction Requirement had not, in fact, been withdrawn.

### CONCLUSION

Allowance of the application with an early mailing date of the Notices of Allowance and Allowability is respectfully requested.

Should the Examiner have any further comments or questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully Submitted,  
Michael R. BEDFORD et al.

A handwritten signature in black ink, appearing to read 'Arnold Turk', is written over a horizontal line.

Arnold Turk  
Reg. No. 33,094

August 31, 2005  
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